

REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register: 15 July 2002
Name of applicant/court: Secretary for Internal Affairs
Applicant to the Labelling Body: Not Applicable
Title of Publication: 020423_1316
Other Known Titles: Gallerianz
BL-Galleria
<http://www.blgalleria.cjb.net>
Director: Not Applicable
Producer: Not Applicable
Publisher: Not Applicable
Author: Not Applicable
Format: CD-ROM (Non-film)
Country of Origin: New Zealand
Language: English

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Components of film originally examined: Not Applicable.

Feature: Running time:
Trailers: Running time:
Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

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Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

The read-only compact disc entitled *020423_1316*, also known as *Gallerianz*, *BL-Galleria*, and <http://www.blgalleria.cjb.net> is classified as:
Objectionable.

The disc contains computer applications, scripts and files for webpages designed for public posting as a website on the Internet. This content creates a literal gallery collecting together an array of material that has as its focus either boys presented in an overtly sexual and titillatory manner, or boys whose sexual characteristics (particularly genital or buttock nudity) are emphasised by the manner of depiction and description provided, or sexual themes relating to boys. The bulk of the content catalogues cinema and television productions depicting boys' nudity or presenting sexual matters relating to boys. Hundreds of files contain images, often with brief descriptions, depicting naked or semi-naked boys. One file includes links enabling ready access to other Internet sites that depict explicit sex with a focus on boys or naked boys presented in an unambiguously sexual manner. As a website the material would be privately accessible from anywhere in the world with a suitably equipped computer, for viewing or downloading and print-reproduction.

The publication tends to promote and support the exploitation of children and young persons for sexual purposes. In the Classification Office's experience with this character of content and medium, the likely purpose of the material is the sexual stimulation of adults with a sexual interest in children and young persons, specifically boys.

The classification places a limitation on the freedom of expression affirmed, though not absolutely protected, by the New Zealand Bill of Rights Act 1990 (NZBR Act). The result of the publication falling within s3(2) criteria of the Films, Videos, and Publications Classification Act 1993 is prescribed by law and therefore consistent with the direction of s5 of the NZBR Act, in accord with Parliament's intention that publications to which s3(2) criteria apply should be banned so as to prevent likely injury to the public good.

OFLC Ref: 200666